

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(Alexandria Division)**

BOARD OF TRUSTEES SHEET METAL)	
WORKERS' NATIONAL PENSION FUND,)	
<i>et al.,</i>)	
)	
Plaintiffs,)	Case No. 1:22-cv-1294-PTG-WEF
)	
v.)	
)	
NEW YORK CHUTES, LLC,)	
)	
Defendant.)	
)	

ORDER

Upon consideration of Defendant's Motion to Dismiss ("Motion"), the memoranda submitted in support of and in opposition thereto, and argument, it is hereby:

ORDERED that the Motion be and is GRANTED; and it is further

ORDERED that the Second Amended Complaint in this matter is dismissed in its entirety with prejudice.

Dated: _____, 2024

Alexandria, Virginia

Hon. Patricia T. Giles
United States District Court for the
Eastern District of Virginia